

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

BRAUN GmbH,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Civil Action No. 03-CV-12428-WGY
	)	
RAYOVAC CORPORATION,	)	
	)	
Defendant.	)	
_____	)	

**RAYOVAC CORPORATION'S MOTION FOR LEAVE TO FILE A REPLY  
MEMORANDUM**

Pursuant to Local Rule 7.1(B)(3), Defendant Rayovac Corporation, by its attorneys, hereby moves this Court for leave to file a Reply Memorandum in Support of its Motions for Summary Judgment. The Reply Memorandum is attached hereto as Exhibit A.

Rayovac seeks to file a short reply brief in order to address several misstatements of law made by Braun in its Opposition Brief. Rayovac believes that a full briefing on the issues of correction of inventorship and inequitable conduct will be of assistance to the Court.

Counsel for Plaintiff Braun GmbH does not oppose this motion.

Respectfully submitted,

RAYOVAC CORPORATION

By its attorneys,

/s/ Jessica P. Driscoll

Thomas E. Dwyer, Jr. (BBO No. 139660)

Jessica P. Driscoll (BBO No. 655394)

DWYER & COLLORA, LLP

600 Atlantic Avenue

Boston, MA 02210-1122

Phone: (617) 371- 1000

Facsimile: (617) 371-1037

Mark A. Pals, P.C. (admitted *pro hac vice*)

James A. Shimota (admitted *pro hac vice*)

Kevin S. Ueland (admitted *pro hac vice*)

James B. Coughlan (admitted *pro hac vice*)

KIRKLAND & ELLIS LLP

Aon Center

200 E. Randolph Dr.

Chicago, IL 60601

Phone: (312) 861-2000

Facsimile: (312) 861-2200

Dated: September 20, 2005

**Local Rule 7.1 Certification**

Pursuant to Local Rule 7.1(A)(2), the undersigned certifies that on September 19, 2005, counsel for Defendant Rayovac Corporation conferred with counsel for Plaintiff Braun GmbH, Dalila Arguez Wendlandt, relating to this motion. Plaintiff's counsel indicated that Plaintiff Braun GmbH consents to the filing of this motion.

/s/ Kevin S. Ueland

Kevin S. Ueland